

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
GREENVILLE DIVISION**

**ALEX DURODE JOHNSON,**

**PETITIONER**

**v.**

**No. 4:08CV67-P-S**

**STATE OF MISSISSIPPI, ET AL.**

**RESPONDENTS**

**FINAL JUDGMENT**

In accordance with the memorandum opinion issued today in this cause, the state's motion to dismiss is hereby **GRANTED**. The instant petition for a writ of *habeas corpus* is hereby **DISMISSED** with prejudice and without evidentiary hearing as untimely filed under 28 U.S.C. § 2244(d).

In addition, the court considered all of the proposed amendments that the petitioner set forth in his motions [7], [8] to amend his petition. As such, these motions are hereby **GRANTED**.

Finally, the petitioner moved [4] for a writ of mandamus, seeking an order from this court directing the Mississippi Supreme Court to take action on a document filed with that court. As this court has no jurisdiction to direct the Mississippi Supreme Court to act, the petitioner's motion [4] for a writ of mandamus is hereby **DISMISSED**.

**SO ORDERED**, this the 20<sup>th</sup> day of November, 2008.

/s/ W. Allen Pepper, Jr.  
W. ALLEN PEPPER, JR.  
UNITED STATES DISTRICT JUDGE